

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP
2 Charles K. Verhoeven (Bar No. 170151)
3 charlesverhoeven@quinnemanuel.com
4 David A. Perlson (Bar No. 209502)
5 davidperlson@quinnemanuel.com
6 Melissa Baily (Bar No. 237649)
7 melissabaily@quinnemanuel.com
8 John Neukom (Bar No. 275887)
9 johnneukom@quinnemanuel.com
10 Jordan Jaffe (Bar No. 254886)
11 jordanjaffe@quinnemanuel.com
12 50 California Street, 22nd Floor
13 San Francisco, California 94111-4788
14 Telephone: (415) 875-6600
15 Facsimile: (415) 875-6700

16 Attorneys for WAYMO LLC

17 UNITED STATES DISTRICT COURT

18 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

19 WAYMO LLC,

20 CASE NO. 3:17-cv-00939-WHA

21 Plaintiff,

22 **PLAINTIFF WAYMO LLC'S
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL ITS BRIEF ON THE
DILIGENCE EMPLOYEES' WAIVER
OF ATTORNEY-CLIENT PRIVILEGE
FOR MATERIALS PROVIDED TO
THIRD-PARTY STROZ FRIEDBERG**

23 vs.

24 UBER TECHNOLOGIES, INC.;
25 OTTOMOTTO LLC; OTTO TRUCKING
26 LLC,

27 Defendants.

28

19

20

21

22

23

24

25

26

27

28

Pursuant to Civil L.R. 7-11 and 79-5, Plaintiff Waymo LLC (“Waymo”) respectfully requests to file under seal information in its brief on the Diligenced Employees’ waiver of attorney-client privilege for materials provided to third-party Stroz Friedberg. (“Waymo’s brief”). Specifically, Waymo requests an order granting leave to file under seal the portions of the documents as listed below:

Document	Portions to Be Filed Under Seal	Designating Party
Waymo’s brief	Highlighted in blue	Defendants and/or Anthony Levandowski
Exhibit 1 to Waymo’s brief	Entire document	Defendants and/or Anthony Levandowski
Exhibit 2 to Waymo’s brief	Entire document	Defendants and/or Anthony Levandowski
Exhibit 3 to Waymo’s brief	Entire document	Defendants and/or Anthony Levandowski and/or other third-parties
Exhibit 4 to Waymo’s brief	Entire document	Defendants
Exhibit 5 to Waymo’s brief	Entire document	Defendants
Exhibit 6 to Waymo’s brief	Entire document	Anthony Levandowski
Exhibit 7 to Waymo’s brief	Entire document	Other third-party

I. LEGAL STANDARD

Civil Local Rule 79-5 requires that a party seeking sealing “establish[] that the document, or portions thereof, are privileged, protectable as a trade secret or otherwise entitled to protection under the law” (*i.e.*, is “sealable”). Civil L.R. 79-5(b). The sealing request must also “be narrowly tailored to seek sealing only of sealable material.” *Id.*

II. DEFENDANTS AND/OR ANTHONY LEVANDOWSKI’S AND/OR OTHER THIRD-PARTIES CONFIDENTIAL INFORMATION

Waymo seeks to seal these documents only because Defendants and/or non-party Anthony Levandowski and or other third-parties have designated the information confidential and/or highly confidential. Declaration of Lindsay Cooper (“Cooper Decl.”) ¶ 3. Waymo takes no position on the merits of sealing the designated material and expects Defendants and/or Mr. Levandowski and/or other third-parties to file one or more declarations in accordance with the Local Rules.

III. CONCLUSION

In compliance with Civil Local Rule 79-5(d), redacted and unredacted versions of the

1 above listed documents accompany this Administrative Motion. For the foregoing reasons,
2 Waymo respectfully requests that the Court grant Waymo's Administrative Motion.

3 DATED: September 21, 2017

QUINN EMANUEL URQUHART & SULLIVAN,
4 LLP

5 By /s/ Charles K. Verhoeven
6 Charles K. Verhoeven
7 Attorneys for WAYMO LLC

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28